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INTERNATIONAL HUMAN RIGHTS LAW

Professor Rebecca J. Cook

1997-98

**FACULTY OF LAW
UNIVERSITY OF TORONTO**

Prepared with the help of Valerie Oosterveld

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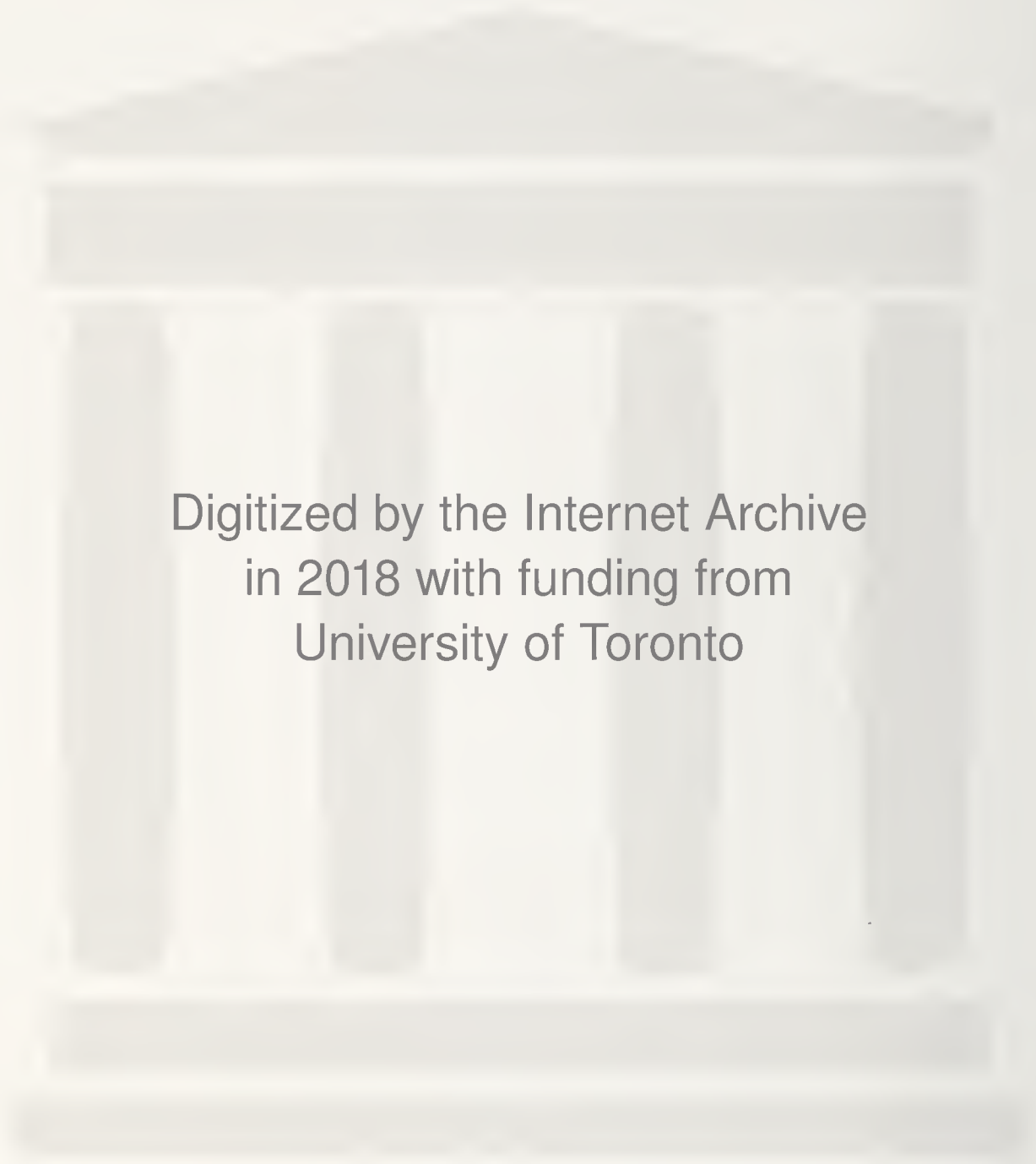
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McGoldrick, "The Significance of the ICCPR in International Law" in The Human Rights Committee: Its Role in the Development of the International Covenant on Civil and Political Rights (Oxford: Clarendon Press, 1991) 20-22. 28

September 9 (1 hour): The Human Rights Committee

Readings:

First Optional Protocol to the ICCPR (see pages 10 & 11)

McGoldrick, "The Human Rights Committee" in The Human Rights Committee: Its Role in the Development of the International Covenant on Civil and Political Rights (Oxford: Clarendon Press, 1991) 44-55. 31

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Review articles 2, 4, 5 of the ICESCR and the obligations language of the other substantive articles (articles 1, 3, 6-15).

September 12 (2 hours): Domestic Implementation

(Adele Dion, Director, Human Rights Division, Department of Foreign Affairs and Trade & Professor Martin Scheinin, Department of Public Law, University of Helsinki and member of the Human Rights Committee, on sabbatical at the Faculty of Law for the 1997-98 academic year)

Schacter, "The Obligation to Implement the Covenant in Domestic Law" in Henkin (ed.), The International Bill of Rights: The Covenant on Civil and Political Rights 311-331 (New York: Columbia University Press, 1981)..... 135

Craven, The International Covenant on Economic, Social and Cultural Rights: A Perspective on its Development (Oxford: Clarendon Press, 1995) 27-29. 146

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September 15 (1 hour): The Rights Debate: Linking Civil and Political and Economic, Social and Cultural Rights

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**September 16 (1 hour): Interdependence and Permeability of Human Rights Norms
(Craig Scott)**

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Scott and Macklem, "Constitutional Ropes of Sand or Justiciable Guarantees? Social Rights in a Future South African Constitution" (1992) 141 U. Pa. Law Rev. excerpts from 2-3, 38-42, 48-55, 71, 98-108.242

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Directorate of Human Rights/Council of Europe, The Family: Organization and Protection Within the European Social Charter (1995) excerpts from 66-67, 30-40, 45-46.258

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Cook, Women's Health and Human Rights (Geneva: WHO, 1994) (excerpt p. 19).265

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McGoldrick, "Canadian Indians, Cultural Rights and the Human Rights Committee"
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September 19 (2 hours): Nondiscrimination Norms under the Two Covenants and the Rights of Women

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Hossain, "Equality in the Home: Women's Rights and Personal Laws in South Asia"
in Cook (ed), Human Rights of Women: National and International Perspectives
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Evaluation: Based upon one short (10-12 pages) reflective paper to be graded on an Honours/Pass/Fail basis, due on **November 14, 1997**.

Suggestions for the Reflective Paper:

You may wish to take a fact situation, such as the "Nightmare in Switzerland" fact situation involving Nigerian human rights activist Clement Nwanko found at the end of this casebook, and turn it into a legal brief along the lines of Anaya's "Petition by the Mayagna Indian Community" discussed on September 17 & 18. Other ideas for the reflective paper will be discussed in class.